

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER NO. 77-77

ENFORCEMENT ORDER FOR ISSUANCE OF A TIME SCHEDULE

ORDER DIRECTING UNION SANITARY DISTRICT,
ALVARADO PLANT, TO COMPLY WITH REQUIREMENTS
PRESCRIBED BY THE CALIFORNIA REGIONAL WATER
QUALITY CONTROL BOARD, SAN FRANCISCO BAY REGION,
IN ORDER NO. 77-76 (NPDES PERMIT NO. CAA037591)

The California Regional Water Quality Control Board, San Francisco Bay Region,
finds that:

1. This Board on June 21, 1977 adopted Order No. 77-76 prescribing waste discharge requirements including a compliance time schedule for Union Sanitary District, Alvarado Wastewater Treatment Plant, in accordance with statutory requirements of the Federal Water Pollution Control Act and the California Water Code. The permit contains a compliance date of July 1, 1977 for achieving secondary effluent limitations as required by the Federal Act.
2. Union Sanitary District has submitted evidence which documents that the above requirements contained in Order No. 77-76 cannot be achieved. The discharger has experienced delays beyond its control because of problems in development of the East Bay Dischargers Authority (EBDA) Water Quality Management Program Phase I Project.
3. Union Sanitary District has submitted a time schedule by which it can achieve the requirements contained in Order No. 77-76.
4. The Board has notified the discharger and interested agencies and persons of its intent to adopt a time schedule for compliance.
5. The Board in a public hearing heard and considered all comments pertaining to this discharger's ability to achieve compliance.

IT IS HEREBY ORDERED, that in accordance with Water Code Section 13300, Union Sanitary District, Alvarado Plant, shall comply with Provision D.4. of Order No. 77-76 in accordance with the following schedule:

1.	<u>Task</u>	<u>Compliance Date</u>	<u>Report of Compliance Date</u>
a.	Submit completed plans & specifications to SWRCB for pump station, treatment plant and interceptor to Hayward	September 30, 1977	October 15, 1977
b.	Commence Bidding Procedure	January 1, 1978	January 15, 1978

<u>Task</u>	<u>Compliance Date</u>	<u>Report of Compliance Date</u>
c. Commence construction	June 1, 1978	June 15, 1978
d. Status Report: Construction	-	March 15, 1979
e. Complete construction of interceptor & status report of other construction	December 1, 1979	December 15, 1979
f. Status Report: Construction	-	August 15, 1980
g. Complete construction of pump station, treatment plant & bay outfall & commence discharge to interceptor in compliance with Prohibition A.3.	November 1, 1980	November 15, 1980
h. Full compliance	March 1, 1981	March 15, 1981

2. This Order expires on May 1, 1981.

The Board declares that it shall not undertake further enforcement action to bring Union Sanitary District into compliance with secondary effluent limitations by July 1, 1977 as contained in Order No. 77-76 , provided:

- a. Union Sanitary District complies with all terms of the time schedule contained in this Order;
- b. Union Sanitary District complies fully with all terms of the permit with the exception of Provision D.4;
- c. Circumstances do not occur which would warrant modification of the permit or time schedule; and
- d. Circumstances do not occur which would warrant an action under Section 504 of the Federal Water Pollution Control Act.

The action taken by this Board pertaining to the time schedule does not preclude the possibility of actions to enforce the permit by third parties pursuant to Section 505 of the Federal Water Pollution Control Act.

I, Fred H. Dierker, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on June 21, 1977.

FRED H. DIERKER
Executive Officer